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State of Ohio Environmental Protection Agency
Hamilton County Department
of Environmental Services

Mailing Address:

Street Address:
Lazarus Gov. Center
122 S. Front Street
Columbus, OH 43215

TELE: (614) 644-3020 FAX: (614) 644-2329

Lazarus Gov. Center
P.O. Box 1049
Columbus, OH 43216-1049

RE: FINAL PERMIT TO INSTALL
HAMILTON COUNTY
Application No: 14-4755

CERTIFIED MAIL

DATE: October 14, 1999

Duke Solutions/Eventdale LLC
Michael P King
8330 Woodfield Crossing
Indianapolis, IN 46240

	TOXIC REVIEW
	PSD
X	SYNTHETIC MINOR
	GEMS
	MACT
X	NSPS
	NSHAPS
X	NETTING
	MAJOR NON-ATTAINMENT
	MODELING SUBMITTED
	GASOLINE DISPENSING FACILITY

Enclosed please find an Ohio EPA Permit to Install which will allow you to install the described source(s) in a manner indicated in the permit. Because this permit contains several conditions and restrictions, I urge you to read it carefully.

The Ohio EPA is urging companies to investigate pollution prevention and energy conservation. Not only will this reduce pollution and energy consumption, buy it can also save you money. If you would like to learn ways you can save money while protecting the environment, please contact our Office of Pollution Prevention at (614) 644-3469.

You are hereby notified that this action by the Director is final and may be appealed to the Ohio Environmental Review Appeals Commission pursuant to Chapter 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. It must be filed within thirty (30) days after the notice of the Directors action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
236 East Town Street, Room 300
Columbus, Ohio 43215

Very truly yours,

Thomas G. Rigo, Manager
Field Operations and Permit Section
Division of Air Pollution Control

cc: USEPA
HAMILTON COUNTY DEPT. OF ENV SERVICES



STATE OF OHIO ENVIRONMENTAL PROTECTION AGENCY

Permit To Install
Terms and Conditions

Issue Date: October 14, 1999
Effective Date: October 14, 1999

FINAL PERMIT TO INSTALL 14-4755

Application Number: 14-4755

APS Premise Number: 1431154026

Permit Fee: \$600

Name of Facility: Duke Solutions/Evendale LLC

Person to Contact: Michael P King

Address: 8330 Woodfield Crossing
Indianapolis, IN 46240

Location of proposed air contaminant source(s) [emissions unit(s)]:
10155 Reading Road
Evendale, Ohio

Description of proposed emissions unit(s):

3 - 73.5 MMBTU/HR NATURAL GAS & #2 FUEL OIL FIRED BOILERS.

The above named entity is hereby granted a Permit to Install for the above described emissions unit(s) pursuant to Chapter 3745-31 of the Ohio Administrative Code. Issuance of this permit does not constitute expressed or implied approval or agreement that, if constructed or modified in accordance with the plans included in the application, the above described emissions unit(s) of environmental pollutants will operate in compliance with applicable State and Federal laws and regulations, and does not constitute expressed or implied assurance that if constructed or modified in accordance with those plans and specifications, the above described emissions unit(s) of pollutants will be granted the necessary permits to operate (air) or NPDES permits as applicable.

This permit is granted subject to the conditions attached hereto.

Ohio Environmental Protection Agency


Director

Part I - GENERAL TERMS AND CONDITIONS

A. State and Federally Enforceable Permit To Install General Terms and Conditions

1. Monitoring and Related Recordkeeping and Reporting Requirements

a. Except as may otherwise be provided in the terms and conditions for a specific emissions unit, the permittee shall maintain records that include the following, where applicable, for any required monitoring under this permit:

- i. The date, place (as defined in the permit), and time of sampling or measurements.
- ii. The date(s) analyses were performed.
- iii. The company or entity that performed the analyses.
- iv. The analytical techniques or methods used.
- v. The results of such analyses.
- vi. The operating conditions existing at the time of sampling or measurement.

b. Each record of any monitoring data, testing data, and support information required pursuant to this permit shall be retained for a period of five years from the date the record was created. Support information shall include, but not be limited to, all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. Such records may be maintained in computerized form.

c. Except as may otherwise be provided in the terms and conditions for a specific emissions unit, the permittee shall submit required reports in the following manner:

- i. Reports of any required monitoring and/or recordkeeping of federally enforceable information shall be submitted to the appropriate Ohio EPA District Office or local air agency.

- ii. Quarterly written reports of (i) any deviations from federally enforceable emission limitations, operational restrictions, and control device operating parameter limitations, excluding deviations resulting from malfunctions reported in accordance with OAC rule 3745-15-06, that have been detected by the testing, monitoring and recordkeeping requirements specified in this permit, (ii) the probable cause of such deviations, and (iii) any corrective actions or preventive measures taken, shall be made to the appropriate Ohio EPA District Office or local air agency. The written reports shall be submitted quarterly, i.e., by January

31, April 30, July 31, and October 31 of each year and shall cover the previous calendar quarters. See B.11 below if no deviations occurred during the quarter.

- iii. Written reports, which identify any deviations from the federally enforceable monitoring, recordkeeping, and reporting requirements contained in this permit shall be submitted to the appropriate Ohio EPA District Office or local air agency every six months, i.e., by January 31 and July 31 of each year for the previous six calendar months. If no deviations occurred during a six-month period, the permittee shall submit a semi-annual report, which states that no deviations occurred during that period.

- iv. Each written report shall be signed by a responsible official certifying that, based on information and belief formed after reasonable inquiry, the statements and information in the report are true, accurate, and complete.

2. Scheduled Maintenance/Malfunction Reporting

Any scheduled maintenance of air pollution control equipment shall be performed in accordance with paragraph (A) of OAC rule 3745-15-06. The malfunction, i.e., upset, of any emissions units or any associated air pollution control system(s) shall be reported to the appropriate Ohio EPA District Office or local air agency in accordance with paragraph (B) of OAC rule 3745-15-06. (The definition of an upset condition shall be the same as that used in OAC rule 3745-15-06(B)(1) for a malfunction.) The verbal and written reports shall be submitted pursuant to OAC rule 3745-15-06.

Except as provided in that rule, any scheduled maintenance or malfunction necessitating the shutdown or bypassing of any air pollution control system(s) shall be accompanied by the shutdown of the emission unit(s) that is (are) served by such control system(s).

3. Risk Management Plans

If the permittee is required to develop and register a risk management plan pursuant to section 112(r) of the Clean Air Act, as amended, 42 U.S.C. 7401 et seq. ("Act"), the permittee shall comply with the requirement to register such a plan.

4. Title IV Provisions

If the permittee is subject to the requirements of 40 CFR Part 72 concerning acid rain, the permittee shall ensure that any affected emissions unit complies with those requirements. Emissions exceeding any allowances that are lawfully held under Title IV of the Act, or any regulations adopted thereunder, are prohibited.

5. Severability Clause

A determination that any term or condition of this permit is invalid shall not invalidate the force or effect of any other term or condition thereof, except to the extent that any other term or condition depends in whole or in part for its operation or implementation upon the term or condition declared invalid.

6. General Requirements

- a. The permittee must comply with all terms and conditions of this permit. Any noncompliance with the federally enforceable terms and conditions of this permit constitutes a violation of the Act, and is grounds for enforcement action or for permit revocation, revocation and reissuance, or modification, or for denial of a permit renewal application.
- b. It shall not be a defense for the permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the federally enforceable terms and conditions of this permit.
- c. This permit may be modified, reopened, revoked, or revoked and reissued, for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or revocation, or of a notification of planned changes or anticipated noncompliance does not stay any term and condition of this permit.
- d. This permit does not convey any property rights of any sort, or any exclusive privilege.
- e. The permittee shall furnish to the Director of the Ohio EPA, or an authorized representative of the Director, upon receipt of a written request and within a reasonable time, any information that may be requested to determine whether cause exists for modifying, reopening or revoking this permit or to determine compliance with this permit. Upon request, the permittee shall also furnish to the Director or an authorized representative of the Director, copies of records required to be kept by this permit. For information claimed to be confidential in the submittal to the Director, if the Administrator of the U.S. EPA requests such information, the permittee may furnish such records directly to the Administrator along with a claim of confidentiality.

7. Fees

The permittee shall pay fees to the Director of the Ohio EPA in accordance with ORC section 3745.11 and OAC Chapter 3745-78. The permittee shall pay all applicable Permit To Install fees within 30 days after the issuance of this Permit To Install.

8. Federal and State Enforceability

Only those terms and conditions designated in this permit as federally enforceable, that are required under the Act, or any of its applicable requirements, including relevant provisions designed to limit the potential to emit of a source, are enforceable by the Administrator of the U.S. EPA, the State, and citizens under the Act. All other terms and conditions of this permit shall not be federally enforceable and shall be enforceable under State law only.

9. Compliance Requirements

- a. Any document (including reports) required to be submitted and required by a federally applicable requirement in this permit shall include a certification by a responsible official that, based on information and belief formed after reasonable inquiry, the statements in the document are true, accurate, and complete.
- b. Upon presentation of credentials and other documents as may be required by law, the permittee shall allow the Director of the Ohio EPA or an authorized representative of the Director to:
 - i. At reasonable times, enter upon the permittee's premises where a source is located or the emissions-related activity is conducted, or where records must be kept under the conditions of this permit.
 - ii. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit, subject to the protection from disclosure to the public of confidential information consistent with ORC section 3704.08.
 - iii. Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit.
 - iv. As authorized by the Act, sample or monitor at reasonable times substances or parameters for the purpose of assuring compliance with the permit and applicable requirements.
- c. The permittee shall submit progress reports to the appropriate Ohio EPA District Office or local air agency concerning any schedule of compliance for meeting an applicable requirement. Progress reports shall be submitted semiannually, or more frequently if specified in the applicable requirement or by the Director of the Ohio EPA. Progress reports shall contain the following:
 - i. Dates for achieving the activities, milestones, or compliance required in any schedule of compliance, and dates when such activities, milestones, or compliance were achieved.

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- ii. An explanation of why any dates in any schedule of compliance were not or will not be met, and any preventive or corrective measures adopted.

10. Permit To Operate Application

- a. If the permittee is required to apply for a Title V permit pursuant to OAC Chapter 3745-77, the permittee shall submit a complete Title V permit application or a complete Title V permit modification application within twelve (12) months after commencing operation of the emissions units covered by this permit. However, if the proposed new or modified source(s) would be prohibited by the terms and conditions of an existing Title V permit, a Title V permit modification must be obtained before the operation of such new or modified source(s) pursuant to OAC rule 3745-77-04(D) and OAC rule 3745-77-08(C)(3)(d).
- b. If the permittee is required to apply for permit(s) pursuant to OAC Chapter 3745-35, the source(s) identified in this Permit To Install is (are) permitted to operate for a period of up to one year from the date the source(s) commenced operation. Permission to operate is granted only if the facility complies with all requirements contained in this permit and all applicable air pollution laws, regulations, and policies. Pursuant to OAC Chapter 3745-35, the permittee shall submit a complete operating permit application within thirty (30) days after commencing operation of the source(s) covered by this permit.

B. State Only Enforceable Permit To Install General Terms and Conditions

1. Compliance Requirements

The emissions unit(s) identified in this Permit to Install shall remain in full compliance with all applicable State laws and regulations and the terms and conditions of this permit.

2. Reporting Requirements Related to Monitoring and Recordkeeping Requirements

The permittee shall submit required reports in the following manner:

- a. Reports of any required monitoring and/or recordkeeping of state-only enforceable information shall be submitted to the appropriate Ohio EPA District Office or local air agency.
- b. Except as otherwise may be provided in the terms and conditions for a specific emissions unit, quarterly written reports of (a) any deviations (excursions) from state-only required emission limitations, operational restrictions, and control device operating parameter limitations that have been detected by the testing, monitoring, and recordkeeping requirements specified in this permit, (b) the probable cause of such deviations, and (c) any corrective actions or preventive measures which have been or will be taken, shall be submitted to the appropriate Ohio EPA District Office or local air agency. If no deviations occurred during a calendar quarter, the permittee shall submit a quarterly report, which states that no deviations occurred during that quarter. The reports shall be submitted quarterly, i.e., by January 31, April 30, July 31, and October 31 of each year and shall cover the previous calendar quarters. (These quarterly reports shall exclude deviations resulting from malfunctions reported in accordance with OAC rule 3745-15-06.)

3. Permit Transfers

Any transferee of this permit shall assume the responsibilities of the prior permit holder. The appropriate Ohio EPA District Office or local air agency must be notified in writing of any transfer of this permit.

4. Air Pollution Nuisance

The air contaminants emitted by the emissions units covered by this permit shall not cause a public nuisance, in violation of OAC rule 3745-15-07.

5. Termination of Permit To Install

This permit to install shall terminate within eighteen months of the effective date of the permit to install if the owner or operator has not undertaken a continuing program of installation or

modification or has not entered into a binding contractual obligation to undertake and complete within a reasonable time a continuing program of installation or modification. This deadline may be extended by up to 12 months if application is made to the Director within a reasonable time before the termination date and the party shows good cause for any such extension.

6. Construction of New Sources(s)

The proposed emissions unit(s) shall be constructed in strict accordance with the plans and application submitted for this permit to the Director of the Ohio Environmental Protection Agency. There may be no deviation from the approved plans without the express, written approval of the Agency. Any deviations from the approved plans or the above conditions may lead to such sanctions and penalties as provided under Ohio law. Approval of these plans does not constitute an assurance that the proposed facilities will operate in compliance with all Ohio laws and regulations. Additional facilities shall be installed upon orders of the Ohio Environmental Protection Agency if the proposed sources are inadequate or cannot meet applicable standards.

If the construction of the proposed emissions unit(s) has already begun or has been completed prior to the date the Director of the Environmental Protection Agency approves the permit application and plans, the approval does not constitute expressed or implied assurance that the proposed facility has been constructed in accordance with the approved plans. The action of beginning and/or completing construction prior to obtaining the Director's approval constitutes a violation of OAC rule 3745-31-02. Furthermore, issuance of the Permit to Install does not constitute an assurance that the proposed source will operate in compliance with all Ohio laws and regulations. Approval of the plans in any case is not to be construed as an approval of the facility as constructed and/or completed. Moreover, issuance of the Permit to Install is not to be construed as a waiver of any rights that the Ohio Environmental Protection Agency (or other persons) may have against the applicant for starting construction prior to the effective date of the permit. Additional facilities shall be installed upon orders of the Ohio Environmental Protection Agency if the proposed facilities prove to be inadequate or cannot meet applicable standards.

7. Public Disclosure

The facility is hereby notified that this permit, and all agency records concerning the operation of this permitted source, are subject to public disclosure in accordance with OAC rule 3745-49-03.

8. Applicability

This Permit to Install is applicable only to the emissions unit(s) identified in the Permit To Install. Separate application must be made to the Director for the installation or modification of any other emissions unit(s).

9. Best Available Technology

As specified in OAC Rule 3745-31-05, all new sources must employ Best Available Technology (BAT). Compliance with the terms and conditions of this permit will fulfill this requirement.

10. Construction Compliance Certification

The applicant shall provide Ohio EPA with a written certification (see enclosed form) that the facility has been constructed in accordance with the Permit To Install application and the terms and conditions of the Permit to Install. The certification shall be provided to Ohio EPA upon completion of construction but prior to startup of the source.

11. Additional Reporting Requirements When There Are No Deviations of Federally Enforceable Emission Limitations, Operational Restrictions, or Control Device Operating Parameter Limitations (See Section A of This Permit)

If no deviations occurred during a calendar quarter, the permittee shall submit a quarterly report, which states that no deviations occurred during that quarter. The reports shall be submitted quarterly, i.e., by January 31, April 30, July 31, and October 31 of each year and shall cover the previous calendar quarters.

C. Permit To Install Summary of Allowable Emissions

The following information summarizes the total allowable emissions, by pollutant, based on the individual allowable emissions of each air contaminant source identified in this permit.

SUMMARY (for informational purposes only)

TOTAL PERMIT TO INSTALL ALLOWABLE EMISSIONS

<u>Pollutant</u>	<u>Tons Per Year</u>
PM	6.55
PM10	5.38
NOx	87.2
SO2	38.7
CO	96.6
VOC	3.87

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Part III - SPECIAL TERMS AND CONDITIONS FOR SPECIFIC EMISSIONS UNIT(S)**A. State and Federally Enforceable Section****I. Applicable Emissions Limitations and/or Control Requirements**

1. The specific operations(s), property, and/or equipment which constitute this emissions unit are listed in the following table along with the applicable rules and/or requirements and with the applicable emissions limitations and/or control measures. Emissions from this unit shall not exceed the listed limitations, and the listed control measures shall be specified in narrative form following the table.

Operations, Property, and/or Equipment	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
73.5 MMBtu/hr natural gas & No. 2 fuel oil fired boiler - #1	OAC rule 3745-17-07(A)	Less Stringent than 40 CFR Part 60 Subpart Dc
	OAC rule 3745-17-10(B)(1)	0.02 lb PM/MMBtu when combusting No. 2 fuel oil
	OAC rule 3745-18	The emission limitations established by this rule is less stringent than OAC rule 3745-31-05
	40 CFR Part 60 Subpart Dc	See Additional Special Terms and Conditions A.I.2.2.a. and A.III.1.
	OAC 3745-31-05(D) Synthetic Minor to avoid Prevention of Significant Deterioration	38.7 TPY SO2*
	OAC 3745-31-05(D) Netting to avoid Prevention of Significant Deterioration	87.2 TPY NOx*

* Emissions unit B001-B003, combined, based on a rolling, 12-month summation of the monthly emissions.

2. Additional Terms and Conditions

2.a Visible particulate emissions shall not exceed 20% opacity (6- minute average), except for one 6-minute period per hour of not more than 27% opacity.

2.b The application and enforcement of the provisions of the New Source Performance Standards (NSPS), as promulgated by the United States Environmental Protection Agency, 40 CFR Part 60, are delegated to the Ohio Environmental Protection Agency. The requirements of 40 CFR Part 60 are also federally enforceable.

II. Operational Restrictions

- 1. The quality of the oil burned in emissions unit B001 shall meet the following specifications on an "as received" basis:
 - a. A sulfur content not to exceed 0.3% which is sufficient to comply with the allowable sulfur dioxide emission limitation of 0.306 pound sulfur dioxide/MMBtu actual heat input; and,
 - b. Greater than 130,000 Btu/gallon of oil.

Compliance with the above-mentioned specifications shall be determined by using the analytical results provided by the permittee or oil supplier for each shipment of oil.

- 2. The maximum annual No. 2 fuel oil usage for emissions units B001, B002 and B003 combined shall not exceed 1,790,000 gallons per year based upon a rolling, 12-month summation of the No. 2 fuel oil usage figures.

To ensure enforceability during the first 12 calendar months of operation following issuance of this permit, the permittee shall not exceed the no. 2 fuel oil usage levels specified in the following table:

Month	Maximum Allowable Gallons of No. 2 Fuel Oil for B001, B002 and B003 Combined
1-1	850,000
1-2	850,000
1-3	850,000
1-4	850,000
1-5	850,000
1-6	850,000
1-7	991,667
1-8	1,133,333
1-9	1,275,000
1-10	1,416,667
1-11	1,558,334
1-12	1,790,000

After the first 12 calendar months of operation following issuance of this permit, compliance with the annual no. 2 fuel oil usage limitation shall be based upon a rolling, 12-month summation of the no. 2 fuel oil usage figures.

3. The permittee shall install, operate and maintain low-NOx burners at all times when operating this emissions unit.
4. The start up of emissions units B001, B002 and B003, OEPA premise number 1431154026 shall be concurrent with the complete and permanent shutdown of Ohio EPA emissions units B001, B002, B003, OEPA premise number 1431150801.

III. Monitoring and/or Recordkeeping Requirements

1. The permittee shall maintain daily records of the quantity of oil (in gallons) and natural gas (mmft³) used in this emissions unit.
2. For each shipment of oil received for burning in emissions unit B001, the permittee shall maintain records of the name of the oil supplier, the total quantity of oil received and the permittee's or oil supplier's analyses for sulfur content and heat content.

The permittee shall collect or require the oil supplier to collect a representative grab sample for each shipment of oil that is received for burning in this emissions unit. The permittee shall perform or require the supplier to perform the analyses for sulfur content and heat content in accordance with the following ASTM methods: ASTM method D4294, ASTM method D240, or ASTM method 6010 for sulfur content; and ASTM method D240 for heat content. Alternative, equivalent methods may be used upon written approval by the Hamilton County Department of Environmental Services.

3. The permittee shall maintain monthly records of the following information for emissions unit B001-B003:
 - a. the no. 2 fuel oil usage for each month; and,
 - b. beginning after the first 12 calendar months of operation following the issuance of this permit, the rolling 12-month summation of the no. 2 fuel oil usage figures.

Also, during the first 12 calendar months of operation following the issuance of this permit, the permittee shall record the cumulative no. 2 fuel oil usage for each calendar month.

IV. Reporting Requirements

1. The permittee shall submit, on a quarterly basis, copies of the permittee's or oil supplier's analyses for each shipment of oil which is received for burning in this emissions unit. The permittee's or oil supplier's analyses shall document the sulfur content (percent) and heat content (Btu/gallon) for each shipment of oil. The following information shall also be included with the copies of the permittee's or oil supplier's analysis:

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Emissions Unit ID: B001

- a. the total quantity of oil received in each shipment (gallons);
 - b. the weighted* average sulfur dioxide emissions rate (pounds/MMBtu) for the oil received during each calendar month; and,
 - c. the weighted* average heat content (Btu/gallon) of the oil received during each calendar month.
 - In proportion to the quantity of oil received for each shipment during that calendar month.
- These quarterly reports shall be submitted by January 30, April 30, July 30, and October 30 of each year and shall cover the oil shipments received during the previous calendar quarters.
2. The permittee shall submit annual reports which specify the total NOx, SO2, PM and CO emissions from this emissions unit for the previous calendar year. These reports shall be submitted by January 30 of each year.
 3. The permittee shall submit deviation (excursion) reports which identify all exceedances of the rolling, 12-month no. 2 fuel oil usage limitation and, for the first 12 calendar months of operation following the issuance of this permit, all exceedances of the maximum allowable cumulative no. 2 fuel oil usage limitation.
 4. Pursuant to the NSPS, the source owner/operator is hereby advised of the requirement to report the following at the appropriate times:
 - a. construction date (no later than 30 days after such date);
 - b. anticipated start-up date (not more than 60 days or less than 30 days prior to such date);
 - c. actual start-up date (within 15 days after such date); and,
 - d. date of performance testing (if required, at least 30 days prior to testing).

Reports are to be sent to:

Ohio Environmental Protection Agency
DAPC - Permit Management Unit
P.O. Box 163669
Columbus, Ohio 43216-3669

and

Department of Environmental Services
250 William Howard Taft Road
Cincinnati, Ohio 45219

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5. The deviation reports shall be submitted in accordance with the reporting requirements of the General Terms and Conditions of this permit.

V. Testing Requirements

1. Compliance with the visible particulate limitation shall be demonstrated by the Methods outlined in 40 CFR Part 60, Appendix A, Method 9.
2. Compliance with the sulfur and heat content limitation in term A.II.1 shall be determined by the fuel oil analysis and recordkeeping in term A.III.2.
3. Compliance with the emission limitations outlined in this permit shall be demonstrated by the emission factors, control efficiencies (if applicable) and the operational parameters as submitted in PTT 14-4755 submitted May 21, 1999.
4. Compliance with the fuel oil usage limitation in term A.II.2 will be demonstrated by the recordkeeping in term A.III.3.
5. The permittee shall conduct, or have conducted, emission testing for this emissions unit in accordance with the following requirements:
 - a. the emission testing shall be conducted within six months after startup of these emissions units;
 - b. the emissions testing shall be conducted to demonstrate compliance with the allowable NO_x, CO and opacity limitations while combusting and no. 2 fuel oil and NO_x and CO limitations when combusting natural gas;
 - c. the following test methods(s) shall be employed to demonstrate compliance with the allowable mass emission rate(s): Method 7, 9 and 10. Alternative U.S.EPA approved test methods may be used with prior approval from the Hamilton County Department of Environmental Services; and,
 - d. the test(s) shall be conducted while the emissions unit is operating at or near its maximum capacity, unless otherwise specified or approved by the Hamilton County Department of Environmental Services.

Not later than 30 days prior to the proposed test date(s), the permittee shall submit an "Intent to Test" notification to the Hamilton County Department of Environmental Services. The "Intent to Test" notification shall describe in detail the proposed test methods and procedures, the emissions unit operating parameters, the time(s) and date(s) of the test(s), and the person(s) who will be conducting the test(s). Failure to submit such notification for review and approval prior to the test(s) may result in the Hamilton County Department of Environmental Services refusal to accept the results of the emission test(s).

Personnel from the Hamilton County Department of Environmental Services shall be permitted to witness the test(s), examine the testing equipment, and acquire data and information necessary to ensure that the operation of the emissions unit and the testing procedures provide a valid characterization of the emissions from the emissions unit and/or the performance of the control equipment.

A comprehensive written report on the results of the emissions test(s) shall be signed by the person or persons responsible for the tests and submitted to the Hamilton County Department of Environmental Services within 30 days following completion of the test(s). The permittee may request additional time for the submittal of the written report, where warranted, with prior approval from the Hamilton County Department of Environmental Services.

VI. Miscellaneous Requirements

1. The following is a summary of the netting emissions in tons per year (TPY):

<u>Emissions Unit</u>	<u>Pollutant</u>	<u>Decrease</u>	<u>Increase</u>
B001-B003 (1431154026*)	NOx		+87.2
B001-B003 (1431150801**)	NOx	-136.0***	
K013 (1431150801**) (PTI 14-4281) PTI issued 7/23/97	NOx		+2.8
K014 (1431150801**) (PTI 14-4511) PTI issued 6/10/98	NOx		+9.95
Net Emissions Change		-36.05	

- OEP A premise permit to operate number
- ** OEP A premise permit to operate number
- *** Based on average actual emissions for 1997 and 1998.

Duke Solutions/Evendale LLC

Facility ID: 1431154026

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Emissions Unit ID: B001

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B. State Only Enforceable Section

I. Applicable Emissions Limitations and/or Control Requirements

1. The specific operations(s), property, and/or equipment which constitute this emissions unit are listed in the following table along with the applicable rules and/or requirements and with the applicable emissions limitations and/or control measures. Emissions from this unit shall not exceed the listed limitations, and the listed control measures shall be specified in narrative form following the table.

Operations, Property, and/or Equipment	Applicable Rules/Requirements	Applicable Emissions Limitations/Control Measures
73.5 MMBtu/hr natural gas & No. 2 fuel oil fired boiler - #1	OAC rule 3745-31-05(A)(3)	0.005 lb PM/PM10/MMBtu (gas) 0.0006 lb SO ₂ /MMBtu (gas) 0.004 lb OC/MMBtu (gas and oil) 0.08 lb NO _x /MMBtu (gas) 0.10 lb CO/MMBtu (gas and oil) 0.306 lb SO ₂ /MMBtu (oil) 0.17 lb NO _x /MMBtu (oil) 6.55 TPY PM* 5.38 TPY PM ₁₀ * 3.87 TPY VOC* 96.6 TPY CO*
* Emissions unit B001-B003, combined, based on a rolling, 12-month summation of the monthly emissions.		
See Part I, term B.7.		
OAC rule 3745-15-07		

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Facility ID: 1431154026

Emissions Unit ID: B001

2. Additional Terms and Conditions

- 2.a** Compliance with OAC rule 3745-31-05 shall be demonstrated by the limited usage of No. 2 fuel oil, limited sulfur content in the No. 2 fuel oil, emissions limitations and the use of low NOx burners.

II. Operational Restrictions

None.

III. Monitoring and/or Recordkeeping Requirements

None.

IV. Reporting Requirements

None.

V. Testing Requirements

1. Compliance with the emission limitations outlined in this permit shall be demonstrated by the emission factors, control efficiencies (if applicable) and the operational parameters as submitted in PTI 14-4755 submitted May 21, 1999.

VI. Miscellaneous Requirements

None.

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Part III - SPECIAL TERMS AND CONDITIONS FOR SPECIFIC EMISSIONS UNIT(S) [Continued]**A. State and Federally Enforceable Section****I. Applicable Emissions Limitations and/or Control Requirements**

1. The specific operations(s), property, and/or equipment which constitute this emissions unit are listed in the following table along with the applicable rules and/or requirements and with the applicable emissions limitations and/or control measures. Emissions from this unit shall not exceed the listed limitations, and the listed control measures shall be specified in narrative form following the table.

<u>Operations, Property, and/or Equipment</u>	<u>Applicable Rules/Requirements</u>	<u>Applicable Emissions Limitations/Control Measures</u>
73.5 MMBtu/hr natural gas & No. 2 fuel oil fired boiler-#2	OAC rule 3745-17-07(A) OAC rule 3745-17-10(B)(1) OAC rule 3745-18	Less Stringent than 40 CFR Part 60 Subpart Dc 0.02 lb PM/MMBtu when combusting No. 2 fuel oil The emission limitations established by this rule is less stringent than OAC rule 3745-31-05
	40 CFR Part 60 Subpart Dc	See Additional Special Terms and Conditions A.I.2.2.a. and A.III.1.
	OAC 3745-31-05(D) Synthetic Minor to avoid Prevention of Significant Deterioration	38.7 TPY SO2*
	OAC 3745-31-05(D) Netting to avoid Prevention of Significant Deterioration	87.2 TPY NOx*

* Emissions unit B001-B003, combined, based on a rolling, 12-month summation of the monthly emissions.

2. Additional Terms and Conditions

- 2.a Visible particulate emissions shall not exceed 20% opacity (6- minute average), except for one 6-minute period per hour of not more than 27% opacity.
- 2.b The application and enforcement of the provisions of the New Source Performance Standards (NSPS), as promulgated by the United States Environmental Protection

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Agency, 40 CFR Part 60, are delegated to the Ohio Environmental Protection Agency. The requirements of 40 CFR Part 60 are also federally enforceable.

II. Operational Restrictions

1. The quality of the oil burned in emissions unit B002 shall meet the following specifications on an "as received" basis:
 - a. a sulfur content not to exceed 0.3% which is sufficient to comply with the allowable sulfur dioxide emission limitation of 0.306 pound sulfur dioxide/MMBtu actual heat input; and,
 - b. greater than 130,000 Btu/gallon of oil.

Compliance with the above-mentioned specifications shall be determined by using the analytical results provided by the permittee or oil supplier for each shipment of oil.

2. The maximum annual No. 2 fuel oil usage for emissions units B001, B002 and B003 combined shall not exceed 1,790,000 gallons per year based upon a rolling, 12-month summation of the No. 2 fuel oil usage figures.

To ensure enforceability during the first 12 calendar months of operation following issuance of this permit, the permittee shall not exceed the no. 2 fuel oil usage levels specified in the following table:

<u>Month</u>	<u>Maximum Allowable Gallons of No. 2 Fuel Oil for B001, B002 and B003 Combined</u>
1-1	850,000
1-2	850,000
1-3	850,000
1-4	850,000
1-5	850,000
1-6	850,000
1-7	991,667
1-8	1,133,333
1-9	1,275,000
1-10	1,416,667
1-11	1,558,334
1-12	1,790,000

After the first 12 calendar months of operation following issuance of this permit, compliance with the annual no. 2 fuel oil usage limitation shall be based upon a rolling, 12-month summation of the no. 2 fuel oil usage figures.

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Emissions Unit ID: B002

- b. the weighted* average sulfur dioxide emissions rate (pounds/MMBtu) for the oil received during each calendar month; and,
- c. the weighted* average heat content (Btu/gallon) of the oil received during each calendar month.
- * In proportion to the quantity of oil received for each shipment during that calendar month.

These quarterly reports shall be submitted by January 30, April 30, July 30, and October 30 of each year and shall cover the oil shipments received during the previous calendar quarters.

- 2. The permittee shall submit annual reports which specify the total NO_x, SO₂, PM and CO emissions from this emissions unit for the previous calendar year. These reports shall be submitted by January 30 of each year.
- 3. The permittee shall submit deviation (excursion) reports which identify all exceedances of the rolling, 12-month no. 2 fuel oil usage limitation and, for the first 12 calendar months of operation following the issuance of this permit, all exceedances of the maximum allowable cumulative no. 2 fuel oil usage limitation.
- 4. Pursuant to the NSPS, the source owner/operator is hereby advised of the requirement to report the following at the appropriate times:
 - a. construction date (no later than 30 days after such date);
 - b. anticipated start-up date (not more than 60 days or less than 30 days prior to such date);
 - c. actual start-up date (within 15 days after such date); and
 - d. date of performance testing (if required, at least 30 days prior to testing).

Reports are to be sent to:

Ohio Environmental Protection Agency
DAPC - Permit Management Unit
P.O. Box 163669
Columbus, Ohio 43216-3669

and

Department of Environmental Services
250 William Howard Taft Road
Cincinnati, Ohio 45219

5. The deviation reports shall be submitted in accordance with the reporting requirements of the General Terms and Conditions of this permit.

V. Testing Requirements

1. Compliance with the visible particulate limitation shall be demonstrated by the Methods outlined in 40 CFR Part 60, Appendix A, Method 9.
 2. Compliance with the sulfur and heat content limitation in term A.II.1 shall be determined by the fuel oil analysis and recordkeeping in term A.III.2.
 3. Compliance with the emission limitations outlined in this permit shall be demonstrated by the emission factors, control efficiencies (if applicable) and the operational parameters as submitted in PTT 14-4755 submitted May 21, 1999.
 4. Compliance with the fuel oil usage limitation in term A.II.2 will be demonstrated by the recordkeeping in term A.III.3.
 5. The permittee shall conduct, or have conducted, emission testing for this emissions unit in accordance with the following requirements:
 - a. the emission testing shall be conducted within six months after startup of these emissions units;
 - b. the emissions testing shall be conducted to demonstrate compliance with the allowable NO_x, CO and opacity limitations while combusting and no. 2 fuel oil and NO_x and CO limitations when combusting natural gas ;
 - c. the following test methods(s) shall be employed to demonstrate compliance with the allowable mass emission rate(s): Method 7, 9 and 10. Alternative U.S.EPA approved test methods may be used with prior approval from the Hamilton County Department of Environmental Services; and,
 - d. the test(s) shall be conducted while the emissions unit is operating at or near its maximum capacity, unless otherwise specified or approved by the Hamilton County Department of Environmental Services.
- Not later than 30 days prior to the proposed test date(s), the permittee shall submit an "Intent to Test" notification to the Hamilton County Department of Environmental Services. The "Intent to Test" notification shall describe in detail the proposed test methods and procedures, the emissions unit operating parameters, the time(s) and date(s) of the test(s), and the person(s) who will be conducting the test(s). Failure to submit such notification for review and approval prior to the test(s) may result in the Hamilton County Department of Environmental Services refusal to accept the results of the emission test(s).

Duke Solutions/Evendale LLC

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Facility ID: 1431154026

Emissions Unit ID: B002

2. Additional Terms and Conditions

- 2.a** Compliance with OAC rule 3745-31-05 shall be demonstrated by the limited usage of No. 2 fuel oil, limited sulfur content in the No. 2 fuel oil, emissions limitations and the use of low NOx burners.

II. Operational Restrictions

None.

III. Monitoring and/or Recordkeeping Requirements

None.

IV. Reporting Requirements

None.

V. Testing Requirements

1. Compliance with the emission limitations outlined in this permit shall be demonstrated by the emission factors, control efficiencies (if applicable) and the operational parameters as submitted in PTI 14-4755 submitted May 21, 1999.

VI. Miscellaneous Requirements

None.

Duke Solutions/Eventdale LLC

Facility ID: 1431154026

PTI Application: 14-4755

Emissions Unit ID: B003

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Part III - SPECIAL TERMS AND CONDITIONS FOR SPECIFIC EMISSIONS UNIT(S) [Continued]**A. State and Federally Enforceable Section****I. Applicable Emissions Limitations and/or Control Requirements**

1. The specific operations(s), property, and/or equipment which constitute this emissions unit are listed in the following table along with the applicable rules and/or requirements and with the applicable emissions limitations and/or control measures. Emissions from this unit shall not exceed the listed limitations, and the listed control measures shall be specified in narrative form following the table.

<u>Operations, Property, and/or Equipment</u>	<u>Applicable Rules/Requirements</u>	<u>Applicable Emissions Limitations/Control Measures</u>
73.5 MMBtu/hr natural gas & No. 2 fuel oil fired boiler - #3	OAC rule 3745-17-07(A)	Less Stringent than 40 CFR Part 60 Subpart Dc
	OAC rule 3745-17-10(B)(1)	0.02 lb PM/MMBtu when combusting No. 2 fuel oil
	OAC rule 3745-18	The emission limitations established by this rule is less stringent than OAC rule 3745-31-05
	40 CFR Part 60 Subpart Dc	See Additional Special Terms and Conditions A.I.2.2.a. and A.III.1.
	OAC 3745-31-05(D) Synthetic Minor to avoid Prevention of Significant Deterioration	38.7 TPY SO2*
	OAC 3745-31-05(D) Netting to avoid Prevention of Significant Deterioration	87.2 TPY NOx*

* Emissions unit B001-B003, combined, based on a rolling, 12-month summation of the monthly emissions.

2. Additional Terms and Conditions

- 2.a Visible particulate emissions shall not exceed 20% opacity (6- minute average), except for one 6-minute period per hour of not more than 27% opacity.

2.b The application and enforcement of the provisions of the New Source Performance Standards (NSPS), as promulgated by the United States Environmental Protection Agency, 40 CFR Part 60, are delegated to the Ohio Environmental Protection Agency. The requirements of 40 CFR Part 60 are also federally enforceable.

II. Operational Restrictions

1. The quality of the oil burned in emissions unit B003 shall meet the following specifications on an "as received" basis:
 - a. a sulfur content not to exceed 0.3% which is sufficient to comply with the allowable sulfur dioxide emission limitation of 0.306 pound sulfur dioxide/MMBtu actual heat input; and,
 - b. greater than 130,000 Btu/gallon of oil.

Compliance with the above-mentioned specifications shall be determined by using the analytical results provided by the permittee or oil supplier for each shipment of oil.

2. The maximum annual No. 2 fuel oil usage for emissions units B001, B002 and B003 combined shall not exceed 1,790,000 gallons per year based upon a rolling, 12-month summation of the No. 2 fuel oil usage figures.

To ensure enforceability during the first 12 calendar months of operation following issuance of this permit, the permittee shall not exceed the no. 2 fuel oil usage levels specified in the following table:

<u>Month</u>	<u>Maximum Allowable Gallons of No. 2 Fuel Oil for B001, B002 and B003 Combined</u>
1-1	850,000
1-2	850,000
1-3	850,000
1-4	850,000
1-5	850,000
1-6	850,000
1-7	991,667
1-8	1,133,333
1-9	1,275,000
1-10	1,416,667
1-11	1,558,334
1-12	1,790,000

After the first 12 calendar months of operation following issuance of this permit, compliance with the annual no. 2 fuel oil usage limitation shall be based upon a rolling, 12-month summation of the no. 2 fuel oil usage figures.

3. The permittee shall install, operate and maintain low-NOx burners at all times when operating this emissions unit.
4. The start up of emissions units B001, B002 and B003, OEPA premise number 1431154026 shall be concurrent with the complete and permanent shutdown of Ohio EPA emissions units B001, B002, B003, OEPA premise number 1431150801.

III. Monitoring and/or Recordkeeping Requirements

1. The permittee shall maintain daily records of the quantity of oil (in gallons) and natural gas (mmft³) used in this emissions unit.
2. For each shipment of oil received for burning in emissions unit B003, the permittee shall maintain records of the name of the oil supplier, the total quantity of oil received and the permittee's or oil supplier's analyses for sulfur content and heat content.

The permittee shall collect or require the oil supplier to collect a representative grab sample for each shipment of oil that is received for burning in this emissions unit. The permittee shall perform or require the supplier to perform the analyses for sulfur content and heat content in accordance with the following ASTM methods: ASTM method D4294, ASTM method D240, or ASTM method 6010 for sulfur content; and ASTM method D240 for heat content. Alternative, equivalent methods may be used upon written approval by the Hamilton County Department of Environmental Services.
3. The permittee shall maintain monthly records of the following information for emissions unit B001-B003:

- a. the no. 2 fuel oil usage for each month; and,
- b. beginning after the first 12 calendar months of operation following the issuance of this permit, the rolling 12-month summation of the no. 2 fuel oil usage figures.

Also, during the first 12 calendar months of operation following the issuance of this permit, the permittee shall record the cumulative no. 2 fuel oil usage for each calendar month.

IV. Reporting Requirements

1. The permittee shall submit, on a quarterly basis, copies of the permittee's or oil supplier's analyses for each shipment of oil which is received for burning in this emissions unit. The permittee's or oil supplier's analyses shall document the sulfur content (percent) and heat content (Btu/gallon) for each shipment of oil. The following information shall also be included with the copies of the permittee's or oil supplier's analysis:
 - a. the total quantity of oil received in each shipment (gallons);
 - b. the weighted* average sulfur dioxide emissions rate (pounds/MMBtu) for the oil received during each calendar month; and,

V. Testing Requirements

1. Compliance with the visible particulate limitation shall be demonstrated by the Methods outlined in 40 CFR Part 60, Appendix A, Method 9.
2. Compliance with the sulfur and heat content limitation in term A.II.1 shall be determined by the fuel oil analysis and recordkeeping in term A.III.2.
3. Compliance with the emission limitations outlined in this permit shall be demonstrated by the emission factors, control efficiencies (if applicable) and the operational parameters as submitted in PTI 14-4755 submitted May 21, 1999.
4. Compliance with the fuel oil usage limitation in term A.II.2 will be demonstrated by the recordkeeping in term A.III.3.
5. The permittee shall conduct, or have conducted, emission testing for this emissions unit in accordance with the following requirements:
 - a. the emission testing shall be conducted within six months after startup of these emissions units;
 - b. the emissions testing shall be conducted to demonstrate compliance with the allowable NOx , CO and opacity limitations while combusting no. 2 fuel oil and NOx and CO limitations when combusting natural gas ;
 - c. the following test methods(s) shall be employed to demonstrate compliance with the allowable mass emission rate(s): Method 7, 9 and 10. Alternative U.S.EPA approved test methods may be used with prior approval from the Hamilton County Department of Environmental Services; and,
 - d. the test(s) shall be conducted while the emissions unit is operating at or near its maximum capacity, unless otherwise specified or approved by the Hamilton County Department of Environmental Services.

Not later than 30 days prior to the proposed test date(s), the permittee shall submit an "Intent to Test" notification to the Hamilton County Department of Environmental Services. The "Intent to Test" notification shall describe in detail the proposed test methods and procedures, the emissions unit operating parameters, the time(s) and date(s) of the test(s), and the person(s) who will be conducting the test(s). Failure to submit such notification for review and approval prior to the test(s) may result in the Hamilton County Department of Environmental Services refusal to accept the results of the emission test(s).

Personnel from the Hamilton County Department of Environmental Services shall be permitted to witness the test(s), examine the testing equipment, and acquire data and information necessary to ensure that the operation of the emissions unit and the testing procedures provide a valid

